Copy to Mysore State

GOVERNMENT OF MADRAS.

Regd. II-28—55.000—27-10-52

Hmn (1953) Department

Endorsement

D.O.

Memorandum

Lodge

No. 67299 Transport/53

Dated 5th May 1953.

FURTHER PAPERS

Department.	Number	Series.	Date.

FOR MYSORE STATE

(H/E)

HOME DEPARTMENT

Memorandum No.67299/Transport-I/55-2, Dated 6th May 1955.

SUB: MOTOR VEHICLES - Driving licences - Suspension or cancellation Appeal proceedings before the Regional Transport Authority District Superintendent of Police not to take part - Instructions.

Rule 16 of the Madras Motor Vehicles Rules provides that the authority empowered to hear appeals under sub-section (2) of section 15 or sub-section (3) of section 15 of the Motor Vehicles Act shall be the Regional Road Traffic Board. It has been brought to the notice of the Government that the District Superintendents of Police suspend or cancel driving licences and that when the matter is taken in appeal to the Road Traffic Board, the District Superintendent of Police is a member of the Board takes part in the proceedings. Government are of opinion that this procedure is neither legal nor correct as the accuser cannot be the judge.

The Government consider that the principle of natural justice that a person with a real bias should not be allowed to take part in the proceedings as a Judge will not be observed if the District Superintendent of Police is allowed to take part in the proceedings of the Regional Transport Authority when it deals with appeals against the orders of the District Superintendent of Police cancelling driving licences etc. The following statement of law made by Eve J. in Law Vs. Chartered Institute of Patent Agents (7) gives strength to this view.

"A person who has a judicial duty to perform is disqualified from performing it if he has a bias which renders him otherwise than an impartial judge, or if he has so conducted himself in relation to the matters to be investigated as to create in the mind of a reasonable man a suspicion that he [illegible]"

The Inspector General of Police is therefore requested to instruct the District Superintendents Police not to take part in the proceedings of the Regional Transport Authorities in such cases.

V. Hanumanta Rao,
JOINT SECRETARY TO GOVERNMENT.

To
The Inspector General of Police, Madras.
The Commissioner of Police, Madras.
The Secretary, Central Road Traffic Board in continuation of Memo. No. 67299/Tr.I/55-1, dated 21-2-1955.

Copy for Andhra State.
Copy for Mysore State.

[illegible]-/By Order.

Vijaya Rupa
SECTION OFFICER.

V.R. 9/5.

Bellary Municipality.

Special Service Account - Expenditure.

Name of Account	Total expenditure for four years separately.				Deduct expenditure from endowments for four years separately.				Net expenditure from taxation and receipts other than endowments and special Government grants for four years separately.			
	Actuals 1937-38.	Actuals 1938-39.	Actuals 1939-40.	Actuals 1940-41.	Actuals 1937-38.	Actuals 1938-39.	Actuals 1939-40.	Actuals 1940-41.	Actuals 1937-38.	Actuals 1938-39.	Actuals 1939-40	Actuals 1940-41.
Elementary Education Account.	16,880.	16,816.	16,248.	16,782.	-	-	-	-	16,880.	16,816.	16,248.	16,782.
ater and Drainage Account.	62,685.	60603.	68,725.	68,688.	-	-	-	-	62,685.	60,603.	68,725.	68,688.

Commissioner.

Statement showing the financial position of the Bellary Municipal Council for the four years ending with the current vear 1940-41.

Part II-Particulars of the net surplus or deficit under General Fund(for four years separately)

Head	Actuals 1937-38.	Actuals 1938-39.	Actuals 1939-40.	Actuals 1940-41.
(a) Net total receipts under A General Account-Ordinary (Vide column10 to13 of Part I.	Rs3,22,937	2,65,876.	3,27,518	3,24257.
(b) Net total expenditure under General Account-Ordinary-(Vide column 10 to 13)of Part I.	2,65,083.	2,80,315	3,48,042	3,43,475
(c) Differences (a-b)	57,854	- 14,489	-20,524	-19,219
(d) Net earnings of Railways after deducting charges for repayment of loan.				
(e) Ordinary surplus or deficit-total of c and d.	57,854.	-14,489	-20,524	-19,219.
(f) Capital expenditure admissable(10% of the surplus under (e)in the case of Municipalities and taluk Boards & 20% in the case of Dt. Boards.	5,785.			
(g) Actual expenditure under all accounts incurred from the general account of the local body	11,837.	25,992.	8,805	7,660
(h) Opening balance under A-General account-ordinary	59,850.	- 13,830	-54,313	-83,742
(i)Closing balance Under A -General account-Ordinary:	13,850	-54,313	-83,742	-92,853
(j)Minimum closing balance.	16,760	13.928	17,086	16,545.
(k) Diffiency in the closing balance	30,590	68,241	1,00,828	1,09,398.

Commissioner.

BELLARY MUNICIPALITY.

SPECIAL SERVICE ACCOUNTS & RECEIPTS.

.....

Name of account.	Total receipts including contribution from General account - Ordinary (for four years separately)				Deduct endowment (for four years separately).				Net receipt and receipt four years		
	Actuals 1937-38.	Actuals 1938-39.	Actuals 1939-40.	Acutals 1940-41.	Actuals 1937-38.	Actuals 1938-39.	Actuals 1939-40.	Actuals 1940-41.	Actuals 1937-38.	A 19	
Elementary Education Account.	16,335.	17,213.	18,458.	11,269.	-	-	-	-	16,335.	17,213.	18,458.
Water and Drainage Account.	44,242.	53,433.	48,510.	41,243.					44,242.	53,433.	48,510. 41,2

Commissioner.